

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

T. LEMKAU & ASSOC., Ltd,

Plaintiff, : Case No. 3:12-mc-9

- vs - : District Judge Thomas M. Rose
Magistrate Judge Michael R. Merz

SOWA TOOL & MACHINE CO., Ltd,

Defendant.

ORDER ADOPTING REPORT AND RECOMMENDATIONS

The Court has reviewed the Report and Recommendations of United States
Magistrate Judge Michael R. Merz (Doc. #12), to whom this case was referred pursuant to
28 U.S.C. § 636(b), and noting that no objections have been filed thereto and that the time

for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby ADOPTS said

Report and Recommendations.

The parties have settled their discovery dispute without further judicial intervention. Accordingly, this action is DISMISSED as moot.

July 27, 2012.

*s/THOMAS M. ROSE

Thomas M. Rose
United States District Judge